

E-FILED
IN COUNTY CLERK'S OFFICE
PIERCE COUNTY, WASHINGTON

April 30 2013 1:10 PM

KEVIN STOCK
COUNTY CLERK
NO: 13-2-08746-0

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

CASE COVER SHEET / CIVIL CASES

VELMA WALKER VS. LLC HUNTER

Case Title DONALDSON Case Number 13-2-08746-0
Atty/Litigant DARRELL L. COCHRAN Bar # 22851 Phone (253) 777-0799
Address 911 Pacific Ave Ste 200
City TACOMA State WA Zip 98402

Please check one category that best describes this case for indexing purposes.

If you cannot determine the appropriate category, please describe the cause of action below. This will create a Miscellaneous cause which is not subject to PCLR 3.

APPEAL / REVIEW

- ☐ Administrative Law Review (ALR 2) *REV 6*
☐ Civil, Non-Traffic (LCA 2) *REV 6*
☐ Civil, Traffic (LCI 2) *REV 6*
☐ Land Use Petition (LUP 2) *LUPA*

CONTRACT / COMMERCIAL

- ☐ Breach of Contract, Commercial Non-Contract
or Commercial-Contract (COM 2) *STANDARD*
☐ Third Party Collection (COL 2) *REV 4*

JUDGMENT

- ☐ Judgment, Another County or Abstract
Only (ABJ 2) *Non PCLR*
☐ Transcript of Judgment (TRJ 2) *Non PCLR*
☐ Foreign Judgment Civil or Judgement,
Another State (FJU 2) *Non PCLR*

TORT / MOTOR VEHICLE

- ☐ Death, Non-Death Injuries or Property
Damage Only (TMV 2) *STANDARD*

TORT / NON MOTOR VEHICLE

- ☐ Other Malpractice (MAL 2) *COMPLEX*
☐ Personal Injury (PIN 2) *STANDARD*
☐ Property Damage (PRP 2) *STANDARD*
☐ Wrongful Death (WDE 2) *STANDARD*
☒ Other Tort, Products Liability or Asbestos
(TTO 2) *COMPLEX*

MISCELLANEOUS

Revised 03/09/2012 Web cicssup-0025.pdf

PROPERTY RIGHTS

- ☐ Condemnation (CON 2) *STANDARD*
☐ Foreclosure (FOR 2) *REV 4*
☐ Property Fairness (PFA 2) *STANDARD*
☐ Quiet Title (QTI 2) *STANDARD*
☐ Unlawful Detainer / Eviction (UND 2) *REV 4*
☐ Unlawful Detainer / Contested (UND 2) *REV 4*

OTHER COMPLAINT OR PETITION

- ☐ Compel/Confirm Bind Arbitration, Deposit of Surplus Funds,
Interpleader, Subpoenas, Victims' Employment Leave, or
Wireless Number Disclosure, Miscellaneous (MSC 2) *REV 4*
☐ Injunction (INJ 2) *REV 4*
☐ Malicious Harassment (MHA 2) *Non PCLR*
☐ Meretricious Relationship (MER 2) *REV 4*
☐ Minor Settlement/No Guardianship (MST2) *REV 4*
☐ Pet for Civil Commit/Sex Predator (PCC2) *REV 4*
☐ Property Damage Gangs (PRG 2) *REV 4*
☐ Seizure of Property/Comm. of Crime (SPC2) *REV 4*
☐ Seizure of Property Result from Crime (SPR2) *REV 4*

TORT / MEDICAL MALPRACTICE

- ☐ Hospital, Medical Doctor, or Other Health Care Professional
(MED2) *COMPLEX*

WRIT

- ☐ Habeas Corpus (WHC 2) *REV 4*
☐ Mandamus (WRM 2) *REV 4*
☐ Review (WRV 2) *REV 4*
☐ Miscellaneous Writ (WMW 2) *REV 4*

E-FILED
IN COUNTY CLERK'S OFFICE
PIERCE COUNTY, WASHINGTON

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR PIERCE COUNTY

April 30 2013 1:10 PM

VELMA WALKER

Plaintiff(s)

Vs.

LLC HUNTER DONALDSON

Defendant(s)

No. 13-2-08746-0

ORDER SETTING CASE SCHEDULE

Type of case: TTO
Estimated Trial (days):
Track Assignment: Complex
Assignment Department: 14
Docket Code: ORSCS

KEVIN STOCK
COUNTY CLERK
NO: 13-2-08746-0

Confirmation of Service	6/11/2013
Confirmation of Joinder of Parties, Claims and Defenses	10/29/2013
Jury Demand	11/5/2013
Status Conference (Contact Court for Specific Date)	Week of 12/10/2013
Plaintiff's/Petitioner's Disclosure of Primary Witnesses	1/21/2014
Defendant's/Respondent's Disclosure of Primary Witnesses	2/18/2014
Disclosure of Rebuttal Witnesses	6/3/2014
Deadline for Filing Motion to Adjust Trial Date	6/24/2014
Discovery Cutoff	8/12/2014
Exchange of Witness and Exhibit Lists and Documentary Exhibits	9/2/2014
Joint Statement of Evidence	9/16/2014
Deadline to file Certificate or Declaration re: Alternative Dispute Resolution (PCLR 16 (c)(3))	9/16/2014
Deadline for Hearing Dispositive Pretrial Motions	9/16/2014
Pretrial Conference (Contact Court for Specific Date)	Week of 10/7/2014
Trial	10/28/2014 9:00

Unless otherwise instructed, ALL Attorneys/Parties shall report to the trial court at 9:00 AM on the date of trial.

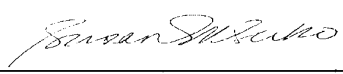
NOTICE TO PLAINTIFF/PETITIONER

If the case has been filed, the plaintiff shall serve a copy of the Case Schedule on the defendant(s) with the summons and complaint/petition: Provided that in those cases where service is by publication the plaintiff shall serve the Case Schedule within five (5) court days of service of the defendant's first response/appearance. If the case has not been filed, but an initial pleading is served, the Case Schedule shall be served within five (5) court days of filing. See PCLR 3.

NOTICE TO ALL PARTIES

All attorneys and parties shall make themselves familiar with the Pierce County Local Rules, particularly those relating to case scheduling. Compliance with the scheduling rules is mandatory and failure to comply shall result in sanctions appropriate to the violation. If a statement of arbitrability is filed, PCLR 3 does not apply while the case is in arbitration.

Dated: April 30, 2013



Judge SUSAN K. SERKO
Department 14

E-FILED
IN COUNTY CLERK'S OFFICE
PIERCE COUNTY, WASHINGTON

April 30 2013 1:10 PM

KEVIN STOCK
COUNTY CLERK
NO: 13-2-08746-0

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF PIERCE**

VELMA WALKER, individually and as a
class representative; JAMES STUTZ,
individually and as a class representative;
KARL WALTHALL, individually and as a
class representative; GINA CICHON,
individually and as a class representative,
and; MELANIE SMALLWOOD,
individually and as class representative,

Plaintiffs,

vs.

HUNTER DONALDSON, LLC, a California
limited liability company; MULTICARE
HEALTH SYSTEM, a Washington nonprofit
corporation; REBECCA A. ROHLKE,
individually, on behalf of the marital
community and as agent of Hunter
Donaldson; JOHN DOE ROHLKE, on behalf
of the marital community; RALPH
WADSWORTH, individually, on behalf of
the marital community, and as agent of
Hunter Donaldson, and; JANE DOE
WADSWORTH, on behalf of the marital
community.

Defendants.

CLASS ACTION

NO.

SUMMONS

TO: DEFENDANT RALPH WADSWORTH, individually, on behalf of the marital
community, and as agent of Hunter Donaldson, and; JANE DOE WADSWORTH, on behalf
of the marital community.

SUMMONS 1 of 3

 **PFAU COCHRAN
VERTETIS AMALA**
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 A lawsuit has been started against you in the above entitled court by the above named
2 Plaintiffs. Claims are stated in the written Complaint, a copy of which is served upon you
3 with this Summons.

4
5 In order to defend against this lawsuit, you must respond to the Complaint by stating
6 your defense in writing, and serve a copy upon the person signing this Summons within 60
7 days after the service of this Summons, excluding the day of service, or a default judgment
8 may be entered against you without notice. A default judgment is one where a Plaintiff is
9 entitled to what he asks for because you have not responded. If you serve a notice of
10 appearance on the undersigned person, you are entitled to notice before a default judgment
11 may be entered.
12

13 Any response or notice of appearance which you serve on any party to this lawsuit
14 must also be filed by you with the court within 60 days after the service of Summons,
15 excluding the day of service.
16

17 If you wish to seek the advice of an attorney in this matter, you should do so promptly
18 so that your written response, if any, may be served on time.

19 This Summons is issued pursuant to Rule 4 of Civil Rules for Courts of Limited
20 Jurisdiction.
21

22 //

23 //

24 //
25
26

SUMMONS 2 of 3



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvallaw.com

1 DATED this 30th day of April, 2013.

2 PFAU COCHRAN VERTETIS AMALA, PLLC

3
4 By: 

5 Darrell L. Cochran, WSBA No. 22851

6 darrell@pcvalaw.com

7 Loren A. Cochran, WSBA No. 32773

8 loren@pcvalaw.com

9 Kevin M. Hastings, WSBA No. 42316

10 kevin@pcvalaw.com

11 Attorneys for Plaintiffs

12 THE LAW OFFICES OF WATSON
13 & GALLAGHER, P.S.

14 By: /s/ Thomas Gallagher

15 Thomas F. Gallagher, WSBA No. 24199

16 tom@wglaw.comcastbiz.net

17 Attorney for Plaintiffs

18 4852-9158-1203, v. 1

19
20
21
22
23
24
25
26
SUMMONS 3 of 3

 PFAU COCHRAN
VERTETIS AMALA
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402

Phone: (253) 777-0799 Facsimile: (253) 627-0654

www.pcvalaw.com

E-FILED
IN COUNTY CLERK'S OFFICE
PIERCE COUNTY, WASHINGTON

April 30 2013 1:10 PM

KEVIN STOCK
COUNTY CLERK
NO: 13-2-08746-0

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF PIERCE

VELMA WALKER, individually and as a
class representative; JAMES STUTZ,
individually and as a class representative;
KARL WALTHALL, individually and as a
class representative; GINA CICHON,
individually and as a class representative,
and; MELANIE SMALLWOOD,
individually and as class representative,

Plaintiffs,

vs.

HUNTER DONALDSON, LLC, a California
limited liability company; MULTICARE
HEALTH SYSTEM, a Washington nonprofit
corporation; REBECCA A. ROHLKE,
individually, on behalf of the marital
community and as agent of Hunter
Donaldson; JOHN DOE ROHLKE, on behalf
of the marital community; RALPH
WADSWORTH, individually, on behalf of
the marital community, and as agent of
Hunter Donaldson, and; JANE DOE
WADSWORTH, on behalf of the marital
community.

Defendants.

CLASS ACTION

NO.

SUMMONS

TO: DEFENDANT MULTICARE

SUMMONS 1 of 3

PCV PFAU COCHRAN
VERTETIS AMALA
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654

www.pcvlaw.com

1 A lawsuit has been started against you in the above entitled court by the above named
2 Plaintiffs. Claims are stated in the written Complaint, a copy of which is served upon you
3 with this Summons.

4
5 In order to defend against this lawsuit, you must respond to the Complaint by stating
6 your defense in writing, and serve a copy upon the person signing this Summons within 20
7 days after the service of this Summons, excluding the day of service, or a default judgment
8 may be entered against you without notice. A default judgment is one where a Plaintiff is
9 entitled to what he asks for because you have not responded. If you serve a notice of
10 appearance on the undersigned person, you are entitled to notice before a default judgment
11 may be entered.
12

13 Any response or notice of appearance which you serve on any party to this lawsuit
14 must also be filed by you with the court within 20 days after the service of Summons,
15 excluding the day of service.
16

17 If you wish to seek the advice of an attorney in this matter, you should do so promptly
18 so that your written response, if any, may be served on time.

19 This Summons is issued pursuant to Rule 4 of Civil Rules for Courts of Limited
20 Jurisdiction.
21

22 //

23 //

24 //
25
26

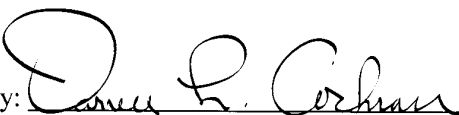
SUMMONS 2 of 3



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 DATED this 30th day of April, 2013.

2 PFAU COCHRAN VERTETIS AMALA, PLLC

3
4 By: 

5 Darrell L. Cochran, WSBA No. 22851

6 darrell@pcvalaw.com

7 Loren A. Cochran, WSBA No. 32773

8 loren@pcvalaw.com

9 Kevin M. Hastings, WSBA No. 42316

10 kevin@pcvalaw.com

11 Attorneys for Plaintiffs

12 THE LAW OFFICES OF WATSON
13 & GALLAGHER, P.S.

14 By: /s/ Thomas Gallagher

15 Thomas F. Gallagher, WSBA No. 24199

16 tom@wglaw.comcastbiz.net

17 Attorney for Plaintiffs

18 4816-6010-0371, v. 1

19
20
21
22
23
24
25
26
SUMMONS 3 of 3

 PFAU COCHRAN
VERTETIS AMALA
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654

www.pcvalaw.com

E-FILED
IN COUNTY CLERK'S OFFICE
PIERCE COUNTY, WASHINGTON

April 30 2013 1:10 PM

KEVIN STOCK
COUNTY CLERK
NO: 13-2-08746-0

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF PIERCE**

VELMA WALKER, individually and as a
class representative; JAMES STUTZ,
individually and as a class representative;
KARL WALTHALL, individually and as a
class representative; GINA CICHON,
individually and as a class representative,
and; MELANIE SMALLWOOD,
individually and as class representative,

Plaintiffs,

vs.

HUNTER DONALDSON, LLC, a California
limited liability company; MULTICARE
HEALTH SYSTEM, a Washington nonprofit
corporation; REBECCA A. ROHLKE,
individually, on behalf of the marital
community and as agent of Hunter
Donaldson; JOHN DOE ROHLKE, on behalf
of the marital community; RALPH
WADSWORTH, individually, on behalf of
the marital community, and as agent of
Hunter Donaldson, and; JANE DOE
WADSWORTH, on behalf of the marital
community.

Defendants.

CLASS ACTION

NO.

SUMMONS

TO: DEFENDANT HUNTER DONALDSON, LLC

SUMMONS 1 of 3

**PEAU COCHRAN
VERTETIS AMALA**
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcalaw.com

1 A lawsuit has been started against you in the above entitled court by the above named
2 Plaintiffs. Claims are stated in the written Complaint, a copy of which is served upon you
3 with this Summons.
4

5 In order to defend against this lawsuit, you must respond to the Complaint by stating
6 your defense in writing, and serve a copy upon the person signing this Summons within 60
7 days after the service of this Summons, excluding the day of service, or a default judgment
8 may be entered against you without notice. A default judgment is one where a Plaintiff is
9 entitled to what he asks for because you have not responded. If you serve a notice of
10 appearance on the undersigned person, you are entitled to notice before a default judgment
11 may be entered.
12

13 Any response or notice of appearance which you serve on any party to this lawsuit
14 must also be filed by you with the court within 60 days after the service of Summons,
15 excluding the day of service.
16

17 If you wish to seek the advice of an attorney in this matter, you should do so promptly
18 so that your written response, if any, may be served on time.

19 This Summons is issued pursuant to Rule 4 of Civil Rules for Courts of Limited
20 Jurisdiction.
21

22 //

23 //

24 //
25
26

SUMMONS 2 of 3



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 DATED this 30th day of April, 2013.

2 PFAU COCHRAN VERTETIS AMALA, PLLC

3
4 By: _____
5 Darrell L. Cochran, WSBA No. 22851
6 darrell@pcvalaw.com
7 Loren A. Cochran, WSBA No. 32773
8 loren@pcvalaw.com
9 Kevin M. Hastings, WSBA No. 42316
10 kevin@pcvalaw.com
11 Attorneys for Plaintiffs

12 THE LAW OFFICES OF WATSON
13 & GALLAGHER, P.S.

14 By: /s/ Thomas Gallagher _____
15 Thomas F. Gallagher, WSBA No. 24199
16 tom@wglaw.comcastbiz.net
17 Attorney for Plaintiffs

18 4827-3725-0067, v. 1

19
20
21
22
23
24
25
26
SUMMONS 3 of 3

 PFAU COCHRAN
VERTETIS AMALA
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvalaw.com

E-FILED
IN COUNTY CLERK'S OFFICE
PIERCE COUNTY, WASHINGTON

April 30 2013 1:10 PM

KEVIN STOCK
COUNTY CLERK
NO: 13-2-08746-0

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF PIERCE**

VELMA WALKER, individually and as a
class representative; JAMES STUTZ,
individually and as a class representative;
KARL WALTHALL, individually and as a
class representative; GINA CICHON,
individually and as a class representative,
and; MELANIE SMALLWOOD,
individually and as class representative,

Plaintiffs,

vs.

HUNTER DONALDSON, LLC, a California
limited liability company; MULTICARE
HEALTH SYSTEM, a Washington nonprofit
corporation; REBECCA A. ROHLKE,
individually, on behalf of the marital
community and as agent of Hunter
Donaldson; JOHN DOE ROHLKE, on behalf
of the marital community; RALPH
WADSWORTH, individually, on behalf of
the marital community, and as agent of
Hunter Donaldson, and; JANE DOE
WADSWORTH, on behalf of the marital
community.

Defendants.

CLASS ACTION

NO.

SUMMONS

TO: DEFENDANT REBECCA A. ROHLKE, individually, on behalf of the marital
community and as agent of Hunter Donaldson; JOHN DOE ROHLKE, on behalf of the
marital community

SUMMONS 1 of 3

 **PFAU COCHRAN
VERTETIS AMALA**
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 A lawsuit has been started against you in the above entitled court by the above named
2 Plaintiffs. Claims are stated in the written Complaint, a copy of which is served upon you
3 with this Summons.

4
5 In order to defend against this lawsuit, you must respond to the Complaint by stating
6 your defense in writing, and serve a copy upon the person signing this Summons within 60
7 days after the service of this Summons, excluding the day of service, or a default judgment
8 may be entered against you without notice. A default judgment is one where a Plaintiff is
9 entitled to what he asks for because you have not responded. If you serve a notice of
10 appearance on the undersigned person, you are entitled to notice before a default judgment
11 may be entered.
12

13 Any response or notice of appearance which you serve on any party to this lawsuit
14 must also be filed by you with the court within 60 days after the service of Summons,
15 excluding the day of service.
16

17 If you wish to seek the advice of an attorney in this matter, you should do so promptly
18 so that your written response, if any, may be served on time.

19 This Summons is issued pursuant to Rule 4 of Civil Rules for Courts of Limited
20 Jurisdiction.
21

22 //

23 //

24 //
25
26

SUMMONS 2 of 3



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pvalaw.com

1 DATED this 30th day of April, 2013.

2 PFAU COCHRAN VERTETIS AMALA, PLLC

3
4 By: 

5 Darrell L. Cochran, WSBA No. 22851

6 darrell@pcvalaw.com

7 Loren A. Cochran, WSBA No. 32773

8 loren@pcvalaw.com

9 Kevin M. Hastings, WSBA No. 42316

10 kevin@pcvalaw.com

11 Attorneys for Plaintiffs

12 THE LAW OFFICES OF WATSON
13 & GALLAGHER, P.S.

14 By: /s/ Thomas Gallagher

15 Thomas F. Gallagher, WSBA No. 24199

16 tom@wglaw.comcastbiz.net

17 Attorney for Plaintiffs

18 4825-7367-2211, v. 1

19
20
21
22
23
24
25
26
SUMMONS 3 of 3



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvalaw.com

E-FILED
IN COUNTY CLERK'S OFFICE
PIERCE COUNTY, WASHINGTON

April 30 2013 1:10 PM

KEVIN STOCK
COUNTY CLERK
NO: 13-2-08746-0

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF PIERCE**

VELMA WALKER, individually and as a
class representative; JAMES STUTZ,
individually and as a class representative;
KARL WALTHALL, individually and as a
class representative; GINA CICHON,
individually and as a class representative,
and; MELANIE SMALLWOOD,
individually and as class representative,

Plaintiffs,

vs.

HUNTER DONALDSON, LLC, a California
limited liability company; MULTICARE
HEALTH SYSTEM, a Washington nonprofit
corporation; REBECCA A. ROHLKE,
individually, on behalf of the marital
community and as agent of Hunter
Donaldson; JOHN DOE ROHLKE, on behalf
of the marital community; RALPH
WADSWORTH, individually, on behalf of
the marital community, and as agent of
Hunter Donaldson, and; JANE DOE
WADSWORTH, on behalf of the marital
community.

Defendants.

CLASS ACTION

NO.

**COMPLAINT FOR DAMAGES AND
DECLARATORY AND INJUNCTIVE
RELIEF**

COMES NOW Plaintiffs Velma Walker, James Stutz, Karl Walthall, Gina Cichon and
Melanie Smallwood individually and on behalf of all others similarly situated, by and through

CLASS ACTION COMPLAINT FOR DAMAGES 1 of 32

**PEAU COCHRAN
VERTETIS AMALA**
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pvalaw.com

1 their attorneys, Darrell L. Cochran and Pfau, Cochran, Vertetis Amala, PLLC and Thomas F.
 2 Gallagher and the Law Offices of Watson & Gallagher Law, P.S., and hereby file this class
 3 action complaint against Defendants Hunter Donaldson, LLC, ("Hunter Donaldson"),
 4 MultiCare Health System, ("MultiCare"), Rebecca A. Rohlke, John Doe Rohlke, Ralph
 5 Wadsworth, and Jane Doe Wadsworth alleging as follows:
 6

7 I. INTRODUCTION

8 1.1 Under RCW 60.44.010, a lien for medical services can only be filed by public
 9 and private operators of hospital and ambulance services and every licensed nurse,
 10 practitioner, physician, and surgeon who renders service or transportation and care for a
 11 patient with a traumatic injury as a result of a tort.
 12

13 1.2 A valid lien attaches to any claim or right of action that the patient has against
 14 the tortfeasor responsible for the traumatic injury and/or his/her insurer for the value of the
 15 medical services.

16 1.3 In order to be a valid medical lien, a health care provider must, under RCW
 17 60.44.020, sign the claim and have it lawfully notarized.

18 1.4 Also under RCW 60.44.020, no person shall be entitled to a medical services
 19 lien unless such person files and records a notice of claim within twenty days after the date of
 20 such injury or receipt of care, or before settlement is accomplished and payment is made to
 21 the injured person.
 22

23 1.5 Upon information and belief, Defendant MultiCare authorized Defendant
 24 Hunter Donaldson, a California firm that specializes in collecting third-party liability claims,
 25
 26

CLASS ACTION COMPLAINT FOR DAMAGES 2 of 32



911 Pacific Avenue, Suite 200
 Tacoma, WA 98402
 Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 to act as its agent and signatory for the purpose of filing medical liens in Pierce County,
2 Washington.

3 1.6 Upon information and belief, Defendants Hunter Donaldson, Ralph
4 Wadsworth, Rebecca A. Rohlke, and MultiCare agreed and acted in concert, on or about
5 January 2010, to fraudulently register Rebecca A. Rohlke as a Washington State notary
6 alleging living in Pierce County when she was, upon information and belief, actually a
7 resident of California and not properly qualified under RCW 42.44.020 to be a Washington
8 State notary.
9

10 1.7 Upon information and belief, Defendants Hunter Donaldson, Rebecca A.
11 Rohlke, and Ralph Wadsworth falsified and then recorded with the Pierce County Auditor
12 thousands of medical liens on behalf of Defendant MultiCare by improperly signing and
13 knowingly using a notary not properly authorized under Washington law.
14

15 1.8 Defendants' deceptive and unlawful medical lien practice has caused great
16 financial harm to Plaintiffs and to the proposed class by obstructing, delaying settlement of
17 claims and by and extorting payments from Plaintiffs and the proposed class from third-party
18 damage recoveries through the use of invalid liens. If left unchecked, Defendants' actions
19 will continue to mislead and deceive a substantial portion of the public.
20

21 II. PARTIES

22 2.1 Plaintiff and Class Representative, Velma Walker, received healthcare services
23 from Defendant MultiCare in Pierce County for traumatic tort injuries, and was subsequently
24 defrauded by the unlawful lien and lien collection practice of Defendants Hunter Donaldson,
25 and Rebecca A. Rohlke and Ralph Wadsworth, on behalf of Hunter Donaldson.
26

CLASS ACTION COMPLAINT FOR DAMAGES 3 of 32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pvalaw.com

2.2 Plaintiff and Class Representative, James Stutz, received healthcare services from Defendant MultiCare in Pierce County for traumatic tort injuries, and was subsequently defrauded by the unlawful lien and lien collection practice of Defendants Hunter Donaldson, and Rebecca A. Rohlke and Ralph Wadsworth, on behalf of Hunter Donaldson.

2.3 Plaintiff and Class Representative, Karl Walthall, received healthcare services from Defendant MultiCare in Pierce County for traumatic tort injuries, and was subsequently defrauded by the unlawful lien and lien collection practice of Defendants Hunter Donaldson, and Rebecca A. Rohlke and Ralph Wadsworth, on behalf of Hunter Donaldson.

2.4 Plaintiff and Class Representative, Gina Cichon, received healthcare services from Defendant MultiCare in Pierce County for traumatic tort injuries, and was subsequently defrauded by the unlawful lien and lien collection practice of Defendants Hunter Donaldson, and Rebecca A. Rohlke and Ralph Wadsworth, on behalf of Hunter Donaldson.

2.5 Plaintiff and Class Representative, Melanie Smallwood, received healthcare services from Defendant MultiCare in Pierce County for traumatic tort injuries, and was subsequently defrauded by the unlawful lien and lien collection practice of Defendants Hunter Donaldson, and Rebecca A. Rohlke and Ralph Wadsworth, on behalf of Hunter Donaldson.

2.6 At all times material hereto, Defendant Hunter Donaldson was a foreign Limited Liability Company based in California doing business in Washington State.

2.7 At all times material hereto, Defendant MultiCare was a non-profit corporation duly authorized and licensed by the State of Washington to operate healthcare facilities and provide healthcare services.

CLASS ACTION COMPLAINT FOR DAMAGES 4 of 32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvallaw.com

1 2.8 Upon information and belief, at all times material hereto Defendant Rebecca
2 A. Rohlke was a resident of the State of California, acting as an agent of Hunter Donaldson,
3 and improperly using a notary public commission for the State of Washington to do business
4 in Washington on behalf of Defendants Hunter Donaldson and MultiCare.

5 2.9 Upon information and belief, at all times material hereto, Defendant John Doe
6 Rohlke is married to Defendant Rebecca A. Rohlke and together they constitute a marital
7 community. All actions taken by Defendant Rebecca A. Rohlke as alleged in the Complaint
8 herein are for the benefit of her marital community.

9 2.10 Upon information and belief, at all times material hereto Defendant Ralph
10 Wadsworth was an owner and principal of Defendant Hunter Donaldson and a resident of the
11 State of California, who improperly created and recorded illegal medical liens for the benefit
12 of Defendants Hunter Donaldson and MultiCare.

13 2.11 Upon information and belief, at all times material hereto, Defendant Jane Doe
14 Wadsworth is married to Defendant Ralph Wadsworth and together they constitute a marital
15 community. All actions taken by Defendant Ralph Wadsworth as alleged in the Complaint
16 herein are for the benefit of his marital community.

17 **III. JURISDICTION AND VENUE**

18 3.1 Plaintiff and Class Representative Velma Walker is a resident of Pierce
19 County, Washington.

20 3.2 Plaintiff and Class Representative James Stutz is a resident of Pierce County,
21 Washington.

22 CLASS ACTION COMPLAINT FOR DAMAGES 5 of 32



24 911 Pacific Avenue, Suite 200
25 Tacoma, WA 98402
26 Phone: (253) 777-0799 Facsimile: (253) 627-0654
 www.pcvlaw.com

3.3 Plaintiff and Class Representative Karl Walthall is a resident of Pierce County, Washington.

3.4 Plaintiff and Class Representative Gina Cichon was injured in Pierce County, Washington and was, at all times material, a resident of Pierce County, Washington.

3.5 Plaintiff and Class Representative Melanie Smallwood is a resident of Pierce County, Washington.

3.6 Defendant Hunter Donaldson regularly transacts business in Pierce County, Washington.

3.7 Defendant Rebecca A. Rohlke has notarized and provided a seal for thousands of liens filed in Pierce County and recorded with the Pierce County Auditor's Office that were purportedly signed by Defendant Hunter Donaldson on behalf of MultiCare. Upon information and belief, Rohlke is believed to be the daughter of Defendant Ralph Wadsworth.

3.8 Defendant Ralph Wadsworth has executed under oath thousands of liens filed in Pierce County and recorded with the Pierce County Auditor's Office that were purportedly signed on behalf of Defendants Hunter Donaldson and MultiCare. Upon information and belief, Wadsworth is believed to be the father of Defendant Rebecca Rohlke.

3.9 Defendant MultiCare's headquarters and its principal place of business were, and currently are, in Tacoma, Pierce County, Washington.

3.10 The acts giving rise to this complaint occurred in Pierce County, Washington.

3.11 As such, this Court has jurisdiction over this matter pursuant to RCW 2.08.010, and venue is proper in this Court pursuant to RCW 4.12.020 and 4.12.025.

IV. STATEMENT OF FACTS

CLASS ACTION COMPLAINT FOR DAMAGES 6 of 32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvalaw.com

1 4.1 Plaintiffs and Class Representatives Velma Walker, James Stutz, Karl
2 Walthall, Gina Cichon and Melanie Smallwood each received healthcare services from
3 MultiCare for traumatic injuries caused by third party tortfeasors. In each case, MultiCare
4 authorized Hunter Donaldson to act as its agent for the purpose of filing a notice of medical
5 lien pursuant to RCW 60.44.010.

6
7 4.2 The liens outlined in the introductory paragraphs and purportedly signed by
8 Hunter Donaldson on behalf of MultiCare are invalid because they were not properly
9 subscribed by the claimant or verified before a person authorized to administer oaths as
10 required by RCW 60.44.020.

11 4.3 Further, Hunter Donaldson is not a recognized claimant under Washington's
12 medical lien statute and therefore its managing partner Ralph Wadsworth's signature is
13 insufficient to act as the signature of MultiCare. Moreover, the notary attestation regarding
14 the signature of Ralph Wadsworth is insufficient to establish that he was authorized to sign
15 the liens on behalf of Hunter Donaldson.

16
17 4.4 Additionally, the notary, Rebecca A. Rohlke, also a Hunter Donaldson
18 employee, is not authorized under RCW 42.44.020 to administer oaths in this state because
19 she is not a resident of Washington, Oregon, or Idaho—rather, she is, and always has been at
20 all material times, a resident of California.

21
22 4.5 Also, the jurat accompanying the attestation of Rebecca A. Rohlke,
23 purportedly acting as a notary public in and for the State of Washington, is deficient in that it
24 contains a falsely made sworn statement. While alleging to be made in Pierce County,
25
26

CLASS ACTION COMPLAINT FOR DAMAGES 7 of 32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pvalaw.com

1 Washington, upon information and belief, the sworn statement (ss.) was actually made in the
2 State of California.

3 4.6 Additionally, upon information and belief, MultiCare's Vice President in
4 charge of Revenue Cycle at the time, Jason Adams, acted in concert with others at MultiCare
5 and with Defendants Rohlke and Hunter Donaldson, to provide false residency information
6 for and falsely endorse Rohlke as a Washington State resident when she was in fact a
7 California resident, at all material times living in La Habra, California and Fullerton,
8 California.¹

10 4.7 Despite obvious deficiencies and falsities, Hunter Donaldson used the invalid
11 and fraudulent liens it created and filed to encumber plaintiffs' property rights with medical
12 liens, often delaying third party recoveries as a result.

14 4.8 Hunter Donaldson also used the invalid and fraudulent liens it created and filed
15 to obtain payment from the plaintiffs for medical services provided by MultiCare.

17 4.9 Hunter Donaldson has also threatened to initiate litigation against plaintiffs
18 unless they and proposed class members made payment on the invalid liens.

19 4.10 Hunter Donaldson has utilized this same unlawful and misleading lien practice
20 to obtain third-party settlement funds from thousands of MultiCare's patients.

21 **a. Plaintiff and Class Representative Velma Walker**

25 ¹ Exhibit 1

4.11 On or around January 12, 2011, plaintiff Velma Walker was in a slip and fall accident. Plaintiff Walker suffered traumatic injuries as a result of a third party tortfeasor's negligence.

4.12 MultiCare treated Plaintiff Velma Walker's traumatic injuries in Pierce County, Washington.

4.13 On or around April 2011 and again in April 2012, Hunter Donaldson recorded two medical service liens under RCW 60.44.010 with the Pierce County Auditor's office on behalf of MultiCare against Plaintiff Velma Walker's claim or right of action against the tortfeasor responsible for her traumatic injuries.²

4.14 The instrument filed by Hunter Donaldson was signed by Hunter Donaldson's managing partner Ralph Wadsworth as claimant's "agent," and notarized by Hunter Donaldson employee Rebecca A. Rohlke, as a Notary Public in and for the State of Washington.

4.15 Upon information and belief, notary Rohlke is not and never was, at all material times, a resident of Washington, Oregon, or Idaho as required under RCW 42.44.020. Rather, Rebecca A. Rohlke is and was, at all material times, a resident of California purposefully using a fraudulently obtained Washington State notary commission to notarize medical liens for Hunter Donaldson to record on behalf of MultiCare.

4.16 On or about June 2012, Plaintiff Velma Walker agreed to a settlement from the liable third-party tortfeasor. To date, a portion of Plaintiff Walker's third party settlement

² Attached as Exhibits 2 & 3.

1 recovery is still being held in trust as a result of the invalid medical services lien recorded by
 2 Hunter Donaldson on behalf of MultiCare.

3 **b. Plaintiff and Class Representative James Stutz**

4
 5 4.17 On or around July 2010, Plaintiff James Stutz was injured in a motor vehicle
 6 collision. Plaintiff Stutz suffered traumatic injuries as a result of a third party tortfeasor's
 7 negligence.

8 4.18 MultiCare treated Plaintiff James Stutz's traumatic injuries in Pierce County,
 9 Washington.

10 4.19 On or around August 2010, in August 2011, in May 2012 and again in July
 11 2012, Hunter Donaldson recorded medical service liens under RCW 60.44.010 with the Pierce
 12 County Auditor's office on behalf of MultiCare against Plaintiff James Stutz's claim or right
 13 of action against the tortfeasor responsible for his traumatic injuries.³

14
 15 4.20 The instrument filed by Hunter Donaldson was signed by Hunter Donaldson's
 16 managing partner Ralph Wadsworth as claimant's "agent," and notarized by Hunter
 17 Donaldson employee Rebecca A. Rohlke, as a Notary Public in and for the State of
 18 Washington, with a sworn statement ("ss.") allegedly made in Pierce County, Washington.

19
 20 4.21 Upon information and belief, notary Rohlke is not and never was, at all
 21 material times, a resident of Washington, Oregon, or Idaho as required under RCW 42.44.020.
 22 Rather, Rebecca A. Rohlke is and was, at all material times, a resident of California
 23
 24

25 ³ Attached as Exhibits 4-6.

1 purposefully using a fraudulently obtained Washington State notary commission to notarize
2 medical liens for Hunter Donaldson to record on behalf of MultiCare.

3 4.22 Additionally, upon information and belief, notary Rohlke was, at all times
4 material, in California when she included the sworn statement ("ss.") in the Notice of Claim
5 for a medical services lien that notarization occurred in Pierce County, Washington.
6

7 4.23 On or about August 2012, Plaintiff James Stutz agreed to a settlement from the
8 liable third-party tortfeasor. To date, a portion of Plaintiff Stutz's third party settlement
9 recovery is still being held in trust as a result of the invalid medical services lien recorded by
10 Hunter Donaldson on behalf of MultiCare.

11 **c. Plaintiff and Class Representative Karl Walthall**
12

13 4.24 On or around August 14, 2010, Plaintiff Karl Walthall was in a serious motor
14 vehicle collision. Plaintiff Walthall suffered traumatic injuries as a result of a third party
15 tortfeasor's negligence.

16 4.25 MultiCare treated Plaintiff Karl Walthall's traumatic injuries in Pierce County,
17 Washington.

18 4.26 On or around May 2011 and again in April 2012, Hunter Donaldson recorded
19 medical service liens under RCW 60.44.010 with the Pierce County Auditor's office on behalf
20 of MultiCare against Plaintiff Karl Walthall's claim or right of action against the tortfeasor
21 responsible for his traumatic injuries.⁴
22
23
24

25 ⁴ Attached as Exhibit 7 & 8.
26

1 4.27 The instruments filed by Hunter Donaldson were signed by Hunter
2 Donaldson's managing partner Ralph Wadsworth as claimant's "agent," and notarized by
3 Hunter Donaldson employee Rebecca A. Rohlke, as a Notary Public in and for the State of
4 Washington.

5 4.28 Upon information and belief, notary Rohlke is not and never was, at all
6 material times, a resident of Washington, Oregon, or Idaho as required under RCW 42.44.020.
7 Rather, Rebecca A. Rohlke is and was, at all material times, a resident of California
8 purposefully using a fraudulently obtained Washington State notary commission to notarize
9 medical liens for Hunter Donaldson to record on behalf of MultiCare.
10

11 4.29 On September 6, 2011, Plaintiff Karl Walthall filed suit against the tortfeasor
12 responsible for his traumatic injuries. Under RCW 60.44 et seq., Plaintiff Walthall's right to
13 recover as a result of his lawsuit was encumbered by Hunter Donaldson's medical lien it
14 recorded on behalf of MultiCare.
15

16 4.30 In July 2012, Plaintiff Karl Walthall agreed to a settlement from the liable
17 third-party tortfeasor. Subsequently, Hunter Donaldson demanded Plaintiff Walthall satisfy
18 the full amount of its purported medical lien. To date, a portion of Plaintiff Walthall's third
19 party settlement recovery is still being held in trust as a result of the invalid medical services
20 lien recorded by Hunter Donaldson on behalf of MultiCare.
21

22 **d. Plaintiff and Class Representative Gina Cichon**

23 4.31 On or around February 2012, Plaintiff Gina Cichon was injured in a motor
24 vehicle collision. Plaintiff Cichon suffered traumatic injuries as a result of a third party
25 tortfeasor's negligence.
26

CLASS ACTION COMPLAINT FOR DAMAGES 12 of
32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pvalaw.com

1 4.32 MultiCare treated Plaintiff Gina Cichon's traumatic injuries in Pierce County,
2 Washington.

3 4.33 On or around March 2012, and again in February 2013, Hunter Donaldson
4 recorded medical service liens under RCW 60.44.010 with the Pierce County Auditor's office
5 on behalf of MultiCare against Plaintiff Gina Cichon's claim or right of action against the
6 tortfeasor responsible for her traumatic injuries.⁵

7 4.34 The instruments filed by Hunter Donaldson were signed by Hunter
8 Donaldson's managing partner Ralph Wadsworth as claimant's "agent," and notarized by
9 Hunter Donaldson employee Rebecca A. Rohlke, as a Notary Public in and for the State of
10 Washington, with a sworn statement ("ss.") allegedly made in Pierce County, Washington.

11 4.35 Upon information and belief, notary Rohlke is not and never was, at all
12 material times, a resident of Washington, Oregon, or Idaho as required under RCW 42.44.020.
13 Rather, Rebecca A. Rohlke is and was, at all material times, a resident of California
14 purposefully using a fraudulently obtained Washington State notary commission to record
15 medical liens for Hunter Donaldson on behalf of MultiCare.
16 17

18 4.36 Additionally, upon information and belief, notary Rohlke was, at all times
19 material, in California when she included the sworn statement ("ss.") in the Notice of Claim
20 for a medical services lien that notarization occurred in Pierce County, Washington.
21

22 **e. Plaintiff and Class Representative Melanie Smallwood**

23
24
25

26 ⁵ Attached as Exhibit 9.

1 4.37 On or around November 3, 2011, Plaintiff Melanie Smallwood was in a serious
2 motor vehicle collision. Plaintiff Smallwood suffered traumatic injuries as a result of a third
3 party tortfeasor's negligence.

4 4.38 MultiCare treated Plaintiff Smallwood's traumatic injuries in Pierce County,
5 Washington.

6 4.39 On or about November 28, 2011, Hunter Donaldson recorded medical service
7 liens under RCW 60.44.010 with the Pierce County Auditor's office on behalf of MultiCare
8 against Plaintiff Melanie Smallwood's claim or right of action against the tortfeasor
9 responsible for her traumatic injuries.⁶

10 4.40 The instruments filed by Hunter Donaldson were signed by Hunter
11 Donaldson's managing partner Ralph Wadsworth as claimant's "agent," and notarized by
12 Hunter Donaldson employee Rebecca A. Rohlke, as a Notary Public in and for the State of
13 Washington.

14 4.41 Upon information and belief, notary Rohlke is not and never was, at all
15 material times, a resident of Washington, Oregon, or Idaho as required under RCW 42.44.020.
16 Rather, Rebecca A. Rohlke is and was, at all material times, a resident of California
17 purposefully using a fraudulently obtained Washington State notary commission to record
18 medical liens for Hunter Donaldson on behalf of MultiCare.
19
20
21

22 4.42 In December 2012, Plaintiff Melanie Smallwood agreed to a settlement from
23 the liable third-party tortfeasor. On or about February 2013, Plaintiff Smallwood satisfied the
24

25 ⁶ Attached as Exhibit 10.

lien by paying the amount owed as alleged by Hunter Donaldson in full equaling \$1,059.00. To date, neither Hunter Donaldson nor MultiCare have removed the lien against Plaintiff Smallwood.

V. CLASS ALLEGATIONS

5.1 Plaintiffs bring this action on behalf of themselves and the class pursuant to CR 23.

5.2 **Class Definition:** Plaintiffs propose the following class definition:

a. **Damages Class** - Subjected to Hunter Donaldson's Liens and Lien Practice on behalf of MultiCare and Have Paid the Amount of the Lien as a Result. All persons in the State of Washington: (1) who have received health care benefits from MultiCare for traumatic injuries caused by responsible third party tortfeasors; (2) who obtained recoveries against third parties for injuries and/or damages, (3) whose recoveries have been subjected to MultiCare's/ Hunter Donaldson's liens and/or lien enforcement practices; and (4) who paid Hunter Donaldson and/or MultiCare a portion of their third-party recovery in satisfaction of the invalid lien.

b. **Declaratory Relief Class** – Subjected to Hunter Donaldson's Liens on behalf of MultiCare. All Persons in the State of Washington: (1) who received health care treatment from MultiCare for traumatic injuries caused by responsible third party tortfeasors; and (2) whose claim or right of action against the tortfeasor responsible for his/her traumatic injuries is or was subjected to Hunter Donaldson's liens on behalf of MultiCare.

c. **Injunctive Relief Class A** – Subjected to Hunter Donaldson's Lien

CLASS ACTION COMPLAINT FOR DAMAGES 15 of 32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

Practice on behalf of MultiCare and Have Monies in Trust Pursuant to RCW 60.44 et seq. All persons in the State of Washington: (1) who received health care treatment from MultiCare for traumatic injuries caused by responsible third party tortfeasors; (2) who obtained recoveries against liable third parties for injuries and/or damages, (3) whose recoveries were subjected to Hunter Donaldson's liens and/or lien enforcement practices on behalf of MultiCare, and; (4) whose recoveries are being held in trust until the validity or lack thereof of Defendants' medical services liens is determined.

d. Injunctive Relief Class B – Subjected to Hunter Donaldson's Lien Practice on behalf of MultiCare. All persons in the State of Washington: (1) who received health care treatment from MultiCare for traumatic injuries caused by responsible third party tortfeasors; and (2) whose claim or right of action against the tortfeasor responsible for his/her traumatic injuries is or was subjected to Hunter Donaldson's liens and/or lien enforcement practices on behalf of MultiCare.

5.3 Numerosity: Plaintiffs' proposed class and sub-classes, as defined by CR 23(b), consists of thousands of persons who received health care treatment from MultiCare for traumatic injuries caused by responsible third party tortfeasors and who have been subjected to Defendants' liens and/or lien enforcement practices. As such, the class is so numerous that joinder of all members is impractical.

5.4 Typicality: The plaintiffs' claims and/or defenses are typical of the claims and/or defenses of the class in that the other class members have suffered and will continue to suffer property loss, including but not limited to, loss of monies, due to Hunter Donaldson and

MultiCare's lien enforcement practice.

5.5 **Named Class Members Identifiable.** Class members can be identified, upon information and belief, through MultiCare's and Hunter Donaldson's lien claims records and/or information in MultiCare's and/or Hunter Donaldson's possession or control concerning liens and subrogation demands.

5.6 **Adequacy of Representation:** The plaintiffs will fairly and adequately protect the class because (1) plaintiffs have retained counsel that is competent and experienced in the prosecution of such litigation, (2) plaintiffs and their counsel are aware of no conflicts of interest between plaintiffs and absent class members or otherwise; and (3) plaintiffs are knowledgeable concerning the subject matter of this action and will assist counsel in the prosecution of this litigation.

5.7 This lawsuit involves questions of law and fact that are common to the class.

5.8 **Common Questions of Law and Fact:** Questions of law and fact which are common to the class with respect to the claims against Defendants predominate over any individual questions. Among such questions of law and fact are:

- A. Whether Defendants MultiCare and/or Hunter Donaldson hold valid RCW 60.44.010 medical liens under Washington law in light of deficiencies and material misrepresentations made by Hunter Donaldson?
- B. Whether Defendant MultiCare is authorized under Washington law to retain a non-licensed, out-of-state third party company to execute, record and collect on its RCW 60.44.010 medical liens?
- C. Whether Defendant Hunter Donaldson should be licensed as a collection agency in the State of Washington in order to pursue collection of medical services liens pursuant to RCW 60.44 et seq.?

- D. Whether Defendant Hunter Donaldson's signatory Ralph Wadsworth, as an alleged "agent", is a "claimant" authorized to subscribe and attest to the information included in the lien filed with the county auditor pursuant to RCW 60.44.020?
- E. Whether Defendant Hunter Donaldson's notary, Rebecca A. Rohlke, is qualified under RCW 42.44.020 to notarize medical services liens?
- F. Whether Rebecca A. Rohlke's jurat containing the sworn statement (ss.) that each Notice of Claim was notarized in Pierce County, Washington is inaccurate and otherwise false?
- G. Whether defendants MultiCare and Hunter Donaldson lien practices violate the Consumer Protection Act of the State of Washington and/or the consumer protection statutes of various states, by using invalid liens to encumber plaintiffs' claims and rights of action and to obtain third-party settlement funds?
- H. Whether Defendants MultiCare and/or Hunter Donaldson should be required to disgorge the funds it has already collected in derogation of Washington State's medical lien and consumer protection laws.
- I. Whether Defendants MultiCare and/or Hunter Donaldson have converted Plaintiffs property by the receipt of settlement funds received as a result of unlawful and invalid medical services liens?
- J. Whether Defendants MultiCare and/or Hunter Donaldson have been unjustly enriched by the receipt of settlement funds received as a result of unlawful and invalid medical services liens?
- K. Whether Defendants Hunter Donaldson and MultiCare acted in concert in order to create and record unlawful and invalid medical services liens against Plaintiffs and proposed class members?
- L. Whether the Court should enjoin Defendants MultiCare and Hunter Donaldson from the practices complained of herein?

5.9 There is a community of interest among the Class Members in obtaining appropriate compensatory damages and declaratory relief.

5.10 **Superiority:** A class action provides a fair and efficient method for

CLASS ACTION COMPLAINT FOR DAMAGES 18 of 32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvallaw.com

1 adjudicating this controversy and is superior to the other methods of adjudication in that (1)
 2 neither the size of the class, nor any other factor, make it likely that difficulties will be
 3 encountered in the management of this action as a class action; (2) the prosecution of separate
 4 actions by individual class members, or the individual joinders of all class members in this
 5 action is impracticable and would create a massive and unnecessary burden on the resources
 6 of courts and could result in inconsistent adjudications, while a single class action can
 7 determine, with judicial economy, the rights of each member of the class, (3) because of the
 8 disparity of resources available to defendants versus those available to individual class
 9 members, prosecution of separate actions would work a financial hardship on many class
 10 members and (4) the conduct of this action as a class action conserves the resources of the
 11 parties and the court system and protects the rights of each member of the class and meets all
 12 due process requirements as to fairness to all parties. A class action is also superior to
 13 maintenance of these claims on a claim by claim basis when all actions arise out of the same
 14 circumstances and course of conduct.

17 **5.11 Individual Prosecution Unlikely and Unreasonable.** Plaintiffs and their
 18 counsel are not aware of any interest that members of the class would have in individually
 19 controlling the prosecution of separate actions, especially given the size of each individual
 20 claim, and the cost, expense and difficulty of litigating against defendants. Plaintiffs and their
 21 counsel are also not aware of any actions already commenced on behalf of the class members
 22 alleging similar claims or seeking similar relief. Given the similar nature of the class
 23 members' claims and the absence of material differences in the state statutes and common law
 24 doctrine upon which the class members' claims are based (should Washington law not solely
 25
 26

CLASS ACTION COMPLAINT FOR DAMAGES 19 of
 32



911 Pacific Avenue, Suite 200
 Tacoma, WA 98402
 Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 apply), a class action should be managed by this court. A significant economy of scale exists
 2 in concentrating the litigation in this forum.

3 5.12 The proposed class fulfills the certification criteria of CR 23(a), and
 4 certification of the above defined class is appropriate under the provision of CR 23(b).
 5

6 VI. CAUSES OF ACTION

7 a. Declaratory and Injunctive Relief Against MultiCare and Hunter Donaldson

8 6.1 Plaintiffs re-allege the paragraphs set forth above and below.

9 6.2 Plaintiffs seek a judicial declaration that Defendants MultiCare and Hunter
 10 Donaldson's lien enforcement practices violate Washington law. Specifically, Plaintiffs seek
 11 an order from the Court enjoining Defendant MultiCare from retaining third-party collector
 12 Hunter Donaldson to execute, record and collect on medical liens when Hunter Donaldson has
 13 used and is using deceptive and/or fraudulent lien practices to deprive Plaintiffs from property
 14 and property interests. Additionally, Plaintiffs seek an order from the Court enjoining
 15 Defendants Hunter Donaldson and MultiCare from enforcing liens that have not been
 16 properly perfected, subscribed, and notarized as required under RCW 60.44.020.
 17

18 b. Consumer Protection Act Against MultiCare and Hunter Donaldson

19 6.3 Plaintiffs re-allege the paragraphs set forth above and below.

20 6.4 "Because statutes creating liens are in derogation of common law, a person
 21 claiming the benefit of a statutory lien carries the burden of proving the right to it. This
 22 burden includes a showing that the lien claimant has 'complied strictly with the provisions of
 23 the law that created it.'" *Pearl v. Greenlee*, 76 Wn. App. 338, 340-41 (1994), citing *Pacific*
 24 *Erectors, Inc. v. Gall Landau Young Constr. Co.*, 62 Wn. App. 158, 168 (1991).
 25
 26

CLASS ACTION COMPLAINT FOR DAMAGES 20 of
 32



911 Pacific Avenue, Suite 200
 Tacoma, WA 98402
 Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pvalaw.com

1 6.5 RCW 60.44.010 provides, “Every **operator** . . . of an ambulance service or of
2 a hospital, and every duly licensed nurse, practitioner, physician, and surgeon rendering
3 service, or transportation and care, for any person who has received a traumatic injury and
4 which is rendered by reason thereof shall have a lien upon any claim, right of action, and/or
5 money to which such person is entitled.” (emphasis added).
6

7 6.6 RCW 60.44.020 provides, all medical lien claims “shall be subscribed by the
8 claimant and verified by a person authorized to administer oaths.” RCW 42.44.020 requires,
9 among other things, all persons authorized to administer oaths either (1) reside in Washington
10 State, or (2) reside in an adjoining state if they are regularly employed in Washington or carry
11 on business in Washington State.
12

13 6.7 Plaintiffs and the proposed class members suffered traumatic injuries as a
14 result of a third party tortfeasor’s negligence and received health care services from
15 MultiCare.

16 6.8 MultiCare retained Hunter Donaldson, a California firm specializing in
17 collections, to execute, record and collect on its statutory medical liens for services rendered
18 to Plaintiffs. Hunter Donaldson failed to properly perfect, notarize, and subscribe the
19 assigned liens by falsifying the notarization. Yet, despite these obvious deficiencies, Hunter
20 Donaldson used invalid liens to encumber plaintiffs’ claims and rights of action and also
21 obtained payment from the plaintiffs and proposed class members. Moreover, Hunter
22 Donaldson threatened to initiate litigation if Plaintiffs and the proposed class members
23 refused to make payment on invalid liens.
24
25
26

CLASS ACTION COMPLAINT FOR DAMAGES 21 of
32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 6.9 In *Klem v. Washington Mut. Bank*, ___ Wn.2d ___, 295 P.3d 1179, 1191
 2 (2013), the Washington State Supreme Court stated that, “a false notarization is a crime and
 3 undermines the integrity of our institutions upon which all must rely upon the faithful
 4 fulfillment of the notary’s oath.” The *Klem* Court stated unequivocally that the practice of
 5 falsely notarizing a notice of nonjudicial foreclosure sale is an unfair or deceptive practice
 6 under the CPA. *Id.* at 1192.

8 6.10 MultiCare and Hunter Donaldson, by implementing a practice of falsely
 9 notarizing medical liens, have also engaged in a pattern of unfair, deceptive, and unlawful
 10 conduct pursuant to a common policy that has the capacity to deceive a substantial portion of
 11 the public, similar to that in *Klem v. Washington Mut. Bank*. *Id.* Moreover, upon information
 12 and belief, MultiCare and Hunter Donaldson have made substantial profits by utilizing the
 13 unfair and deceptive lien practice described herein.

15 6.11 The acts and omissions of defendants MultiCare and Hunter Donaldson as
 16 described herein, and as will be further developed in discovery, were and are unfair and
 17 deceptive acts or practices in trade and commerce, and affect the public interest. As such,
 18 the acts and omissions of MultiCare and Hunter Donaldson as described herein, and as will be
 19 further developed in discovery, are in violation of Washington’s Consumer Protection Act,
 20 RCW 19.86 *et seq.*, entitling the plaintiffs and class members to treble damages, reasonable
 21 attorneys’ fees, costs of suit, and such other relief as may be permitted by statute.

23 6.12 Defendants’ MultiCare and Hunter Donaldson’s unlawful lien practices have
 24 directly and proximately caused injury to plaintiffs and other class members’ property
 25 interests by fraudulently encumbering, obstructing and delaying Plaintiffs’ and the proposed
 26

1 class members' recovery, and inducing Plaintiffs and the proposed class members to make
2 payment on invalid medical liens.

3 **c. Unlawful Operating of a Collection Agency and Violation of the Washington**
4 **State Consumer Protection Act Against Hunter Donaldson**

5 6.13 RCW 19.16.100(2)(a) defines a collection agency as any person directly or
6 indirectly engaged in soliciting claims for collection, or collecting or attempting to collect
7 claims owed or due or asserted to be owed or due another person.

8 6.14 By executing, recording and collecting on medical liens due to MultiCare,
9 Hunter Donaldson is directly and indirectly collecting and attempting to collect claims owed
10 or due or asserted to be owed or due to MultiCare.

12 6.15 Further, RCW 19.16.110 directs that no person shall act, assume to act, or
13 advertise as a collection agency or out-of-state collection agency as defined in this chapter,
14 except as authorized by this chapter, without first having applied for and obtained a license
15 from the director of licensing.

16 6.16 Upon information and belief, Hunter Donaldson has not applied for or obtained
17 a license from the director of licensing despite the fact that it regularly executes, records and
18 collects claims owed or due or asserted to be owed or due to MultiCare.

20 6.17 Under RCW 19.16.440, the unlawful operation of a collection agency or out-
21 of-state collection agency without a license is declared to be a violation of the Washington
22 State Consumer Protection Act under RCW 19.86.

23 6.18 Therefore, by collecting and attempting to collect claims owed or due or
24 asserted to be owed or due to MultiCare without a license from the director of licensing,
25

1 Hunter Donaldson is in violation of RCW 19.16.440 and the Washington State Consumer
2 Protection Act, RCW 19.86.

3 6.19 Pursuant to RCW 19.16.430, all monies collected or received by any person
4 who operates as a collection agency or out-of-state collection agency in the state of
5 Washington without a valid license shall be disgorged.
6

7 **d. Negligence Against MultiCare**

8 6.20 Plaintiffs re-allege the paragraphs set forth above and below.

9 6.21 Plaintiffs and the proposed class members received health care treatment from
10 MultiCare. As such, a special relationship exists between MultiCare and the plaintiffs and
11 proposed class. This special relationship created duties of reasonable care, which are owed by
12 MultiCare to Plaintiffs and the proposed class. Additionally, if Hunter Donaldson was acting
13 as MultiCare's agent, then its acts and omissions are imputed to MultiCare.
14

15 6.22 MultiCare has a duty to not to retain an unauthorized, unregistered, unlicensed
16 entity, such as Hunter Donaldson, to execute, record and collect on its statutory liens.
17 Furthermore, MultiCare has a duty not to assert a lien against Plaintiffs and the proposed class
18 members' third-party recoveries which has been deceptively and/or fraudulently obtained.
19

20 6.23 The acts and omissions of MultiCare and Hunter Donaldson as described
21 herein, and as will be further developed in discovery, were negligent and in violation of its
22 duty to exercise reasonable care towards Plaintiffs and the proposed class members. For
23 instance, MultiCare breached its duty of care by retaining Hunter Donaldson, an unauthorized,
24 unregistered, unlicensed entity to execute record and collect on Hunter Donaldson, a non-
25 authorized lien holder, regarding medical services rendered to Plaintiffs and the proposed
26

1 class members. Hunter Donaldson breached the defendants' duty of care by misrepresenting
 2 its credentials and asserting invalid liens against the plaintiffs and proposed class members'
 3 third-party recoveries.

4 6.24 As a direct and proximate result, Plaintiffs and the proposed class members'
 5 claims and rights of action were fraudulently encumbered, obstructed and delayed. Also as a
 6 direct and proximate result of Defendants actions, Plaintiffs and the proposed class members
 7 were fraudulently induced to make payment on invalid medical liens out of third party
 8 recoveries. Finally, Plaintiffs and the proposed class member also suffered unnecessary stress
 9 and anxiety due to these unlawful practices.
 10

11 **e. Negligence Against Hunter Donaldson**
 12

13 6.25 Plaintiffs re-allege the paragraphs set forth above and below.

14 6.26 Hunter Donaldson owed a duty to be truthful and not misleading to Plaintiffs
 15 when it recorded liens under RCW 60.44.010 to recover portions of third-party recoveries in
 16 satisfaction of purported medical services liens it was filing on behalf of MultiCare.

17 6.27 The liens Hunter Donaldson recorded were not lawfully subscribed, verified or
 18 notarized, and were therefore invalid and unenforceable.

19 6.28 Hunter Donaldson knew or should have known that the information supplied to
 20 Plaintiffs and the proposed class members, as well as to the county where the liens were
 21 recorded, regarding the liens and MultiCare's purported rights thereunder was false.
 22 Moreover, Hunter Donaldson knew or should have known that its liens were invalid and
 23 therefore unenforceable and void.
 24
 25
 26

1 6.29 Despite these obvious deficiencies, Hunter Donaldson represented to Plaintiffs
2 and the proposed class members, as well as to the county where the liens were recorded, that
3 it had executed valid liens and enforceable liens on behalf of MultiCare, and demanded
4 payment on behalf of MultiCare from their third-party recoveries with threat of litigation.

5 6.30 As a direct and proximate result of Hunter Donaldson's acts and omissions
6 described herein, Plaintiffs and the proposed class members suffered property damages in
7 encumbering of claims and rights of action, the loss of monies from third-party settlements, in
8 addition to stress, anxiety, and emotional distress.

9
10 **f. Fraud**

11 6.31 Plaintiffs re-allege the paragraphs set forth above and below.

12 6.32 Defendants are liable for fraud because they affirmatively represented to
13 Plaintiffs and the other members of the proposed classes that they possessed valid medical
14 liens against third-party settlement recoveries, despite knowing that their liens were invalid,
15 or at the very least, recklessly and carelessly failing to ascertain the fact that the liens were
16 invalid.

17 6.33 Defendants represented to Plaintiffs and the proposed class by written and
18 verbal statements that they possessed valid medical liens against third-party settlement
19 recoveries, and that payment was therefore required once the third-party liability claims were
20 resolved.

21 6.34 Plaintiffs and the proposed class relied upon these representations of
22 Defendants, and paid substantial portions of third-party recoveries to Defendants in
23 satisfaction of the invalid and fraudulent liens.
24
25
26

1 6.41 As a direct and proximate result of these fraudulent representations by
2 Defendants, Plaintiffs and the proposed class members suffered damages as described more
3 fully herein.

4 **g. Conversion as to Plaintiff Smallwood and Similarly Situated Class Members**

5 6.42 Plaintiffs re-allege the paragraphs set forth above and below.

6 6.43 Defendants Hunter Donaldson and MultiCare demanded payment via their
7 invalid and illegal medical lien.
8

9 6.44 As a result of the demands of Defendants Hunter Donaldson and MultiCare
10 and based upon the existence of the unlawful and improper medical lien, Defendants
11 wrongfully induced Plaintiff Smallwood to pay the entire amount as represented by
12 Defendants in their improper lien.
13

14 6.45 By using an improper and unlawful medical lien to wrongly receive money
15 from Plaintiff Melanie Smallwood, Defendants converted Plaintiff Smallwood's property.

16 **h. Conspiracy**

17 6.46 Plaintiffs re-allege the paragraphs set forth above and below.

18 6.47 Upon information and belief, Defendants Hunter Donaldson, Ralph
19 Wadsworth, Rebecca A. Rohlke, and MultiCare agreed and acted in concert, on or about
20 January 2010, to fraudulently register Rebecca A. Rohlke as a Washington State notary
21 alleging living in Pierce County when she was, upon information and belief, actually a
22 resident of California and not properly qualified under RCW 42.44.020 to be a Washington
23 State notary.
24
25
26

1 6.48 Upon information and belief, Defendants Hunter Donaldson, Ralph
2 Wadsworth, Rebecca A. Rohlke, and MultiCare agreed and acted in concert to create
3 unlawful and improper medical liens, with Rebecca A. Rohlke improperly acting as a
4 Washington State notary, against Plaintiffs property and/or right of recovery.

5 6.49 Upon information and belief, Defendants Hunter Donaldson, Ralph
6 Waddsworth, Rebecca A. Rohlke, and MultiCare agreed and acted in concert to record in the
7 county auditor's office these unlawful and improper medical liens against Plaintiffs' property
8 and/or right of recovery for the purpose of depriving Plaintiffs of their property.

9 6.50 Defendants' Hunter Donaldson, Ralph Wadsworth, Rebecca A. Rohlke, and
10 MultiCare agreed and acted in concert to encumber and/or deprive Plaintiffs of valuable
11 property through the use of unlawful and improper medical liens.

12 6.51 Through its actions, Defendants' Hunter Donaldson, Ralph Wadsworth,
13 Rebecca A. Rohlke, and MultiCare have successfully encumbered and/or deprived Plaintiffs
14 of valuable property.

15 6.52 As a direct and proximate result of their agreed and concerted actions,
16 Defendants' Hunter Donaldson, Ralph Wadsworth, Rebecca A. Rohlke, and MultiCare have
17 damaged Plaintiffs and financially rewarded themselves by way of thousands of dollars
18 obtained through the creation and recording of improper and unlawful medical liens.

19 6.53 Based on these actions, Defendants' Hunter Donaldson, Ralph Wadsworth,
20 Rebecca A. Rohlke, and MultiCare and liable for civil conspiracy.

21
22 **i. Unjust Enrichment**

23 6.54 Plaintiffs re-allege the paragraphs set forth above and below.

6.55 Defendants Hunter Donaldson and MultiCare were conferred a benefit by Plaintiffs and proposed class members who paid Defendants money based upon invalid and illegal medical liens.

6.56 Defendants appreciated and/or had knowledge of the benefit conferred by Plaintiffs when Defendants accepted monies premised upon the existence of invalid and illegal liens.

6.57 The acceptance and/or retention by Defendant of the benefit premised by Defendants illegal and invalid liens makes it inequitable for Defendants to wrongfully retain the benefit conferred by Plaintiffs.

VII. PRAYER FOR RELIEF

WHEREFORE, Plaintiffs request a judgment against Defendants Hunter Donaldson, Rebecca A. Rohlke, Ralph Wadsworth, and MultiCare:

1. Class Certification. A finding that this action should proceed as a class action under CR 23.

2. Declaratory Relief. A judicial declaration that Hunter Donaldson's collection and lien enforcement practice on behalf of MultiCare violates Washington law, and that all liens recorded by Defendants which violate Washington law be declared null and void.

3. Injunctive Relief. A judicial order enjoining Hunter Donaldson's collection and lien enforcement practice on behalf of MultiCare which violates Washington law, as well as a judicial order enjoining Defendants from re-filing or re-recording existing liens which violate Washington law and under RCW 60.44.020, are based upon injuries or care where

CLASS ACTION COMPLAINT FOR DAMAGES 30 of
32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 twenty-days have passed or settlement has already been accomplished and payment has been
2 made to the injured person.

3 4. Equitable Relief. Equitable relief in the form of restitution and/or
4 disgorgement of all money received by Hunter Donaldson and MultiCare as a result of the
5 unlawful conduct alleged herein.

6 5. Damages. Damages in the amount to be proven at trial including but not
7 limited to all monies improperly taken as a result of Hunter Donaldson and MultiCare's lien
8 collection practices, including consideration of attorneys' fees and costs not properly
9 deducted from their claims.

10 6. Exemplary Damages. Damages and such other relief, such as treble damages
11 up to \$25,000 per claimant under RCW 19.86.090.

12 7. Punitive Damages against Hunter Donaldson, Rebecca A. Rohlke, and Ralph
13 Wadsworth. For punitive damages against California defendants Hunter Donaldson, Rohlke
14 and Wadsworth as allowed by California law.

15 8. Fees and Cost. The costs of bringing this suit, including but not limited to
16 reasonable attorneys' fees and costs under RCW 19.86.090 and RCW 19.16.440.

17 9. For such other relief that the Court deems just and proper.

18 //

19 //

20 //

21 //

22 CLASS ACTION COMPLAINT FOR DAMAGES 31 of
23 32



911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvlaw.com

1 DATED this 30th day of April, 2013.

2 PFAU COCHRAN VERTETIS AMALA, PLLC

3
4 By: 

5 Darrell L. Cochran, WSBA No. 22851

6 darrell@pcvalaw.com

7 Loren A. Cochran, WSBA No. 32773

8 loren@pcvalaw.com

9 Kevin M. Hastings, WSBA No. 42316

10 kevin@pcvalaw.com

11 Attorneys for Plaintiffs

12 THE LAW OFFICES OF WATSON
13 & GALLAGHER, P.S.

14 By: /s/Thomas F. Gallagher

15 Thomas F. Gallagher, WSBA No. 24199

16 tom@wglaw.comcastbiz.net

17 Attorney for Plaintiffs

18 4839-9900-9555, v. 1

19
20
21
22
23
24
25
26
CLASS ACTION COMPLAINT FOR DAMAGES 32 of
32

 PFAU COCHRAN
VERTETIS AMALA
A Professional Limited Liability Company

911 Pacific Avenue, Suite 200
Tacoma, WA 98402
Phone: (253) 777-0799 Facsimile: (253) 627-0654
www.pcvalaw.com

EXHIBIT 1

WASHINGTON STATE DEPARTMENT OF LICENSING
 NOTARY PUBLIC SECTION
 P.O. BOX 9048
 OLYMPIA, WA 98507-9048
 (360) 864-1550
 dol.wa.gov

Notary Public Appointment Or Reappointment Application

FEE: \$30.00

A \$10,000 surety bond must be provided. Please send a copy.

Make remittance payable to State Treasurer.

Send your application, bond, and fee to:

Department of Licensing
 PO Box 9048
 Olympia, WA 98507-9048

FOR VALIDATION ONLY

3121 000 070 012110 30.00

001-000-258-0001

Applicant Information

Please type or print clearly in dark ink

Your name will appear on your notary certificate and seal or stamp, and you must sign all notarial acts as:

Name Rebecca A. Rohlke Gender ☐ M ☒ F
First name or initial Middle name or initial (required) Last name

Social Security No. _____ Date of birth 01201983 Daytime telephone (562) 477-9863
MM DD YYYY

Address 3011 Wollochet Drive NW Gig Harbor WA 98335
P.O. Box or street City State Zip code

Have you ever been a notary public in the state of Washington? ☐ Yes ☒ No

If yes, under what name(s)? _____

Endorsements of the applicant by 3 residents of Washington State

I, Jason L. Adams, being a person eligible to vote in the state of
Printed name of endorser no. 1
 Washington, believe the applicant for a notary appointment, Rebecca Rohlke,
Printed name of applicant
 who is not related to me, to be a person of integrity and good moral character and capable of performing notarial acts.

[Signature] 1/12/10
Signature of endorser no. 1 Date signed

Address 3110 Jackson St PMB 13 Gig Harbor WA 98335
P.O. Box or street City State Zip code

I, Kathleen Kelley, being a person eligible to vote in the state of
Printed name of endorser no. 2
 Washington, believe the applicant for a notary appointment, Rebecca Rohlke,
Printed name of applicant
 who is not related to me, to be a person of integrity and good moral character and capable of performing notarial acts.

[Signature] 1/12/10
Signature of endorser no. 2 Date signed

Address 1012 N. Catherine St. Tacoma, WA 98406
P.O. Box or street City State Zip code

I, Susan George, being a person eligible to vote in the state of
Printed name of endorser no. 3
 Washington, believe the applicant for a notary appointment, REBECCA ROHLKE,
Printed name of applicant
 who is not related to me, to be a person of integrity and good moral character and capable of performing notarial acts.

[Signature] 1/13/10
Signature of endorser no. 3 Date signed

Address 2591 SW MINTLEBROOK RD PT ORCHARD WA 98367
P.O. Box or street City State Zip code

NP-659-007 (R/1/07)W PAGE 2 OF 4

Applicant Personal Data

1. Have you been convicted of a crime, misdemeanor or felony in this state, any other state, by the federal government, or any other jurisdiction within the past ten years, other than a traffic infraction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2. Is there a criminal complaint, accusation, or information presently pending against you or are you currently under indictment in this state, any other state, by the federal government, or any other jurisdiction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3. Has any professional or occupational license, certification, or permit held by you, been fined, suspended, revoked, refused or denied in this state, any other state, by the federal government or any other jurisdiction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. Have you ever had a civil court order, verdict, or judgment entered against you in any court of competent jurisdiction in this state, any other state, by the federal government, or any other jurisdiction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Please explain all "Yes" answers in the space below. You may attach additional sheets, if necessary.

Explanation for all Personal Data section affirmative answers

Charge(s):

Date(s) of convictions(s):

Civil judgment(s) or order(s):

Disposition of charge(s):

Additional information:

JAN-28-2010 12:05

FROM-MULTICARE HEALTH SYSTEM

2834587883

T-141 P.001/002 F-349

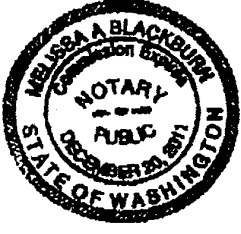
Instructions for Completing the Declaration of Applicant**Important - the steps below must be completed properly and in the presence of both the Notary Public and you.**

1. You must appear before a Notary Public and be properly identified.
2. The Notary Public must place you under oath.
3. You must
 - swear to or affirm the Declaration to the Notary
 - print your name on the Declaration
 - sign the Declaration in the presence of the Notary, using your name exactly as stated in the "Applicant Information" section
 - date the Declaration at the same time you sign it
4. The Notary Public must
 - affix his or her stamp or seal in the appropriate place
 - date the notary certificate
 - sign his or her name exactly as it is on the stamp or seal
 - print his or her name under the signature
 - fill in the county and expiration date

Declaration of Applicant

I, Rebecca A. Rohlke, solemnly swear or affirm under penalty of perjury that the personal information I have provided in this application is true, complete, and correct; that I have carefully read the materials provided describing the duties of a notary public in and for the state of Washington; and, that I will perform to the best of my ability, all notarial acts in accordance with the law. I have carefully read the questions in the foregoing application and have answered them completely, and pursuant to RCW 9A.72.085, I declare under penalty of perjury under the law of the state of Washington that my answers and all statements made by me herein are true and correct. Should I furnish any false information in this application, I hereby agree that such act shall constitute cause for the denial, suspension or revocation of my appointment as a notary public in the state of Washington.

State of Washington Pierce Rebecca A. Rohlke 1-28-2010
 county of Pierce Rebecca A. Rohlke 1-28-2010
 Signed and sworn to before me on this 26th day of January, 2010

 Melissa A. Blackburn
 Signature of Notary Public
MELISSA A. BLACKBURN
 Printed name of Notary Public
Dec. 20, 2011
 Expiration date of Notary Public appointment

Stamp/seal in space above

Once filed, this application is a public record and is subject to public disclosure. ROW 42.55

MERCHANTS
BONDING COMPANY

2100 FLEUR DRIVE • DES MOINES, IOWA 50321-1158
(877) 349-6588 • (877) 349-6590 FAX

NOTARY PUBLIC BOND

Bond No. WA 17142

KNOW ALL MEN BY THESE PRESENTS:

That we, REBECCA A. ROHLKE
of the City of La Habra County of Pierce
State of Washington, as Principal, and MERCHANTS BONDING COMPANY (MUTUAL), a corporation duly
licensed to do business in the State of Washington, as Surety, are held and firmly bound unto the State of
Washington in the penal sum of TEN THOUSAND DOLLARS (\$10,000.00) DOLLARS, lawful money of the United
States, for the payment of which well and truly to be made, we bind ourselves, our heirs, executors and
administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the said Principal, who has made application
to the Governor of the State of Washington for appointment as a Notary Public in and for the State of Washington,
for the term ending January 22, 20 14, under and by virtue of an
act of the Legislature of the State of Washington approved December 21, 1889, shall when appointed, faithfully
discharge all duties of said office now required of him by law and all additional duties which may be required by
laws enacted subsequent to the execution hereof, then this obligation shall be void, otherwise to be and remain in
full force and effect.

Signed and dated this 8th day of January, 20 10.

Applicant's Birth Date: 01/20/1983

Principal REBECCA A. ROHLKE

3011 Wollochet Dr NW
Gig Harbor, WA 98335
Address

MERCHANTS BONDING COMPANY (MUTUAL)

By: Larry Taylor
Larry Taylor, President



NEO 0744-0002 WA (1/09)

Recording Requested By
First American Title CompanyRECORDING REQUESTED BY:
Select Escrow, Inc.

AND WHEN RECORDED MAIL TO:

Carl R. Rohlke, Jr.
1006 North Cornell Avenue
Fullerton, CA 92831Order No. 3785071
Escrow No. C7925-SMS
Parcel No. 029-462-12

Recorded in Official Records, Orange County

Tom Daly, Clerk-Recorder



9.00

2011000402255 08:00am 08/16/11

37 402 G02 2 06

290.95 290.95 0.00 0.00 3.00 0.00 0.00 0.00

Recording Requested By: DPS
On Behalf Of: "DPS"

TAA 03-011

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

THE UNDERSIGNED GRANTOR DECLARES THAT DOCUMENTARY TRANSFER TAX IS \$581.90 and CITY \$

- ☒ computed on full value of property conveyed, or
☐ computed on full value less liens or encumbrances remaining at the time of sale.
☐ unincorporated area: x Fullerton, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
John A. Milan and Judith D. Milan Trustees of the Milan Family Trust dated December 19, 2005hereby GRANTS to Carl Richard Rohlke, Jr. and Rebecca A. Rohlke, Husband and
Wife as Community Property with the Rights of Survivorship
the following described real property in the County of Orange, State of California:Lot 99 of Tract 2281, in the City of Fullerton, County of Orange, State of California, as per map recorded in Book
67, Pages 37 and 38, Miscellaneous Maps in the office of the County Recorder of said County.

Date June 29, 2011

Milan Family Trust dated December 19, 2005

By: John A. Milan, Trustee

By: Judith D. Milan, Trustee

STATE OF CALIFORNIA

COUNTY OF ORANGE

} S.S.

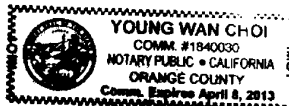
On 1st July 2011, before me, YOUNG WAN CHOI Notary Public
 personally appeared John A. Milan and Judith D. Milan who proved to me on the basis of satisfactory evidence to
 be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they
 executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument
 the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is
 true and correct.

WITNESS my hand and official seal.

Signature

(Seal)



Mail Tax Statement to: SAME AS ABOVE or Address Noted Below

GOVERNMENT CODE 27361.7

I certify under penalty that the Notary Seal on the document to which this statement is attached reads as follows:

NAME OF NOTARY: YOUNG WAN CHOI

DATE COMMISSION EXPIRES: APRIL 8, 2013

COUNTY WHERE BOND IS FILED: ORANGE

COMMISSION NUMBER: 1840030 VENDOR NUMBER: 1M01

I certify under penalty of perjury and the laws of the State of California that the illegible portion of this document to which this statement is attached reads as follows:

On _____ before me, _____ personally appeared _____
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s)
is/are subscribed to the within instrument and acknowledged to me that they executed
the same in their authorized capacity(ies), and that by their signature(s) on the instrument
the person, or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY and the laws of the State of California that the foregoing paragraph is true and correct.

PLACE OF EXECUTION: BREA

SIGNATURE: 

DATE: 8/15/2011.



2

Recording Requested By: DPS
On Behalf Of:

"DPS"

**Recording Requested By
First American Title Company**

Recording Requested By:
GOLDEN EMPIRE MORTGAGE INC.

Recorded in Official Records, Orange County

Tom Daly, Clerk-Recorder



57.00

2011000402256 08:00am 08/16/11

37 402 D11 17

0.00 0.00 0.00 0.00 48.00 0.00 0.00 0.00

And After Recording Return To:

SECURITY CONNECTIONS, INC.
ATTN: GOLDEN EMPIRE FINAL
DOCUMENTS
240 TECHNOLOGY DRIVE
IDAHO FALLS, IDAHO 83401
Loan Number: 1051100085
Case Number: 44-44-6-3569575

3785071-04

[Space Above This Line For Recording Data]

DEED OF TRUST

**THIS LOAN IS NOT ASSUMABLE
WITHOUT THE APPROVAL OF THE
DEPARTMENT OF VETERANS AFFAIRS
OR ITS AUTHORIZED AGENT.**

MIN: 100055511060661640

DEFINITIONS

Words used in multiple sections of this document are defined below and other words are defined in Sections 3, 10, 12, 17, 19 and 20. Certain rules regarding the usage of words used in this document are also provided in Section 15.

(A) "Security Instrument" means this document, which is dated AUGUST 1, 2011, together with all Riders to this document.

(B) "Borrower" is CARL RICHARD ROHLKE JR. AND REBECCA A ROHLKE HUSBAND AND WIFE AS COMMUNITY PROPERTY WITH RIGHTS OF SURVIVORSHIP

Borrower is the trustor under this Security Instrument.

(C) "Lender" is GOLDEN EMPIRE MORTGAGE INC.

Lender is a CALIFORNIA CORPORATION organized and existing under the laws of CALIFORNIA
Lender's address is 1200 DISCOVERY DRIVE, SUITE 300, BAKERSFIELD, CALIFORNIA 93309

CALIFORNIA-Single Family-UNIFORM INSTRUMENT
MODIFIED FOR DEPARTMENT OF VETERANS AFFAIRS - MERS
(Rev. 1/01)

Page 1 of 14

DocMagic eForming
www.docmagic.com

(D) "Trustee" is FIRST AMERICAN TITLE COMPANY, A CALIFORNIA CORPORATION
9201 CAMINO MEDIA, SUITE 100, BAKERSFIELD, CALIFORNIA 93311

(E) "MERS" is Mortgage Electronic Registration Systems, Inc. MERS is a separate corporation that is acting solely as a nominee for Lender and Lender's successors and assigns. **MERS is the beneficiary under this Security Instrument.** MERS is organized and existing under the laws of Delaware, and has an address and telephone number of P.O. Box 2026, Flint, MI 48501-2026, tel. (888) 679-MERS.

(F) "Note" means the promissory note signed by Borrower and dated AUGUST 1, 2011
The Note states that Borrower owes Lender FIVE HUNDRED FORTY THOUSAND THREE
HUNDRED SEVENTY-THREE AND 00/100 Dollars (U.S. \$ 540,373.00)
plus interest. Borrower has promised to pay this debt in regular Periodic Payments and to pay the debt in full not
later than SEPTEMBER 1, 2041

(G) "Property" means the property that is described below under the heading "Transfer of Rights in the Property."

(H) "Loan" means the debt evidenced by the Note, plus interest, any prepayment charges and late charges due under the Note, and all sums due under this Security Instrument, plus interest.

(I) "Riders" means all Riders to this Security Instrument that are executed by Borrower. The following Riders are to be executed by Borrower [check box as applicable]:

- | | |
|--|--|
| <input type="checkbox"/> Adjustable Rate Rider | <input type="checkbox"/> Planned Unit Development Rider |
| <input type="checkbox"/> Balloon Rider | <input type="checkbox"/> Biweekly Payment Rider |
| <input type="checkbox"/> 1-4 Family Rider | <input type="checkbox"/> Second Home Rider |
| <input type="checkbox"/> Condominium Rider | <input checked="" type="checkbox"/> Other(s) [specify]
VA ASSUMPTION POLICY RIDER |

(J) "Applicable Law" means all controlling applicable federal, state and local statutes, regulations, ordinances and administrative rules and orders (that have the effect of law) as well as all applicable final, non-appealable judicial opinions.

(K) "Community Association Dues, Fees, and Assessments" means all dues, fees, assessments and other charges that are imposed on Borrower or the Property by a condominium association, homeowners association or similar organization.

(L) "Electronic Funds Transfer" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, which is initiated through an electronic terminal, telephonic instrument, computer, or magnetic tape so as to order, instruct, or authorize a financial institution to debit or credit an account. Such term includes, but is not limited to, point-of-sale transfers, automated teller machine transactions, transfers initiated by telephone, wire transfers, and automated clearinghouse transfers.

(M) "Escrow Items" means those items that are described in Section 3.

(N) "Miscellaneous Proceeds" means any compensation, settlement, award of damages, or proceeds paid by any third party (other than insurance proceeds paid under the coverages described in Section 5) for: (i) damage to, or destruction of, the Property; (ii) condemnation or other taking of all or any part of the Property; (iii) conveyance in lieu of condemnation; or (iv) misrepresentations of, or omissions as to, the value and/or condition of the Property.

(O) "Periodic Payment" means the regularly scheduled amount due for (i) principal and interest under the Note, plus (ii) any amounts under Section 3 of this Security Instrument.

(P) "RESPA" means the Real Estate Settlement Procedures Act (12 U.S.C. §2601 et seq.) and its implementing regulation, Regulation X (24 C.F.R. Part 3500), as they might be amended from time to time, or any additional or successor legislation or regulation that governs the same subject matter. As used in this Security Instrument, "RESPA" refers to all requirements and restrictions that are imposed in regard to a "federally related mortgage loan" even if the Loan does not qualify as a "federally related mortgage loan" under RESPA.

(Q) "Successor in Interest of Borrower" means any party that has taken title to the Property, whether or not that party has assumed Borrower's obligations under the Note and/or this Security Instrument.

TRANSFER OF RIGHTS IN THE PROPERTY

The beneficiary of this Security Instrument is MERS (solely as nominee for Lender and Lender's successors and assigns) and the successors and assigns of MERS. This Security Instrument secures to Lender: (i) the repayment of the Loan, and all renewals, extensions and modifications of the Note; and (ii) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in the

COUNTY

of

ORANGE

[Type of Recording Jurisdiction]

[Name of Recording Jurisdiction]

LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF.
A.P.N.: 029-462-12

AS EXHIBIT "A"

which currently has the address of

1006 NORTH CORNELL AVENUE

FULLERTON

, California

[Street]

92831

("Property Address"):

[City]

[Zip Code]

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property." Borrower understands and agrees that MERS holds only legal title to the interests granted by Borrower in this Security Instrument, but, if necessary to comply with law or custom, MERS (as nominee for Lender and Lender's successors and assigns) has the right: to exercise any or all of those interests, including, but not limited to, the right to foreclose and sell the Property; and to take any action required of Lender including, but not limited to, releasing and canceling this Security Instrument.

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with limited variations by jurisdiction to constitute a uniform security instrument covering real property.

UNIFORM COVENANTS. Borrower and Lender covenant and agree as follows:

1. **Payment of Principal, Interest, Escrow Items, Prepayment Charges, and Late Charges.** Borrower shall pay when due the principal of, and interest on, the debt evidenced by the Note and any prepayment charges and late charges due under the Note. Borrower shall also pay funds for Escrow Items pursuant to Section 3. Payments due

NOTICE TO BORROWER

Department of Veterans Affairs regulations at 38 C.F.R. 36.4334 provide as follows:

"Regulations issued under 38 U.S.C. Chapter 37 and in effect on the date of any loan which is submitted and accepted or approved for a guaranty or for insurance thereunder, shall govern the rights, duties, and liabilities of the parties to such loan and any provisions of the loan instruments inconsistent with such regulations are hereby amended and supplemented to conform thereto."

BY SIGNING BELOW, Borrower accepts and agrees to the terms and covenants contained in this Security Instrument and in any Rider executed by Borrower and recorded with it.

The undersigned Borrower requests that a copy of any Notice of Default and any Notice of Sale under this Security Instrument be mailed to Borrower at the address set forth above.

 (Seal)
CARL RICHARD ROHLKE JR. -Borrower

 (Seal)
REBECCA A ROHLKE -Borrower

____ (Seal)
-Borrower

____ (Seal)
-Borrower

____ (Seal)
-Borrower

____ (Seal)
-Borrower

Witness:

Witness:

[Space Below This Line For Acknowledgment]

State of California)

County of Riverside) ss.

ORANGE)

On August 8, 2011

before me, Sarah M. Solano, Notary Public

personally appeared CARL RICHARD ROHLKE JR. AND REBECCA A ROHLKE

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



NOTARY SEAL

Sarah M. Solano

NOTARY SIGNATURE

Sarah M. Solano

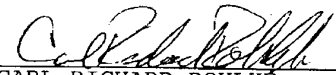
(Typed Name of Notary)

(a) ASSUMPTION FUNDING FEE: A fee equal to one-half of 1 percent (.50%) of the unpaid principal balance of this loan as of the date of transfer of the property shall be payable at the time of transfer to the mortgagee or its authorized agent, as trustee for the Secretary of Veterans Affairs. If the assumer fails to pay this fee at the time of transfer, the fee shall constitute an additional debt to that already secured by this instrument, shall bear interest at the rate herein provided, and, at the option of the mortgagee of the indebtedness hereby secured or any transferee thereof, shall be immediately due and payable. This fee is automatically waived if the assumer is exempt under the provisions of 38 U.S.C. 3729 (b).

(b) ASSUMPTION PROCESSING CHARGE: Upon application for approval to allow assumptions and transfer of this loan, a processing fee may be charged by the mortgagee or its authorized agent for determining the creditworthiness of the assumer and subsequently revising the holder's ownership records when an approved transfer is completed. The amount of this charge shall not exceed the maximum established by the Department of Veterans Affairs for a loan to which section 3714 of Chapter 37, Title 38, United States Code applies.

(c) ASSUMPTION INDEMNITY LIABILITY: If this obligation is assumed, then the assumer hereby agrees to assume all of the obligations of the veteran under the terms of the instruments creating and securing the loan, including the obligation of the veteran to indemnify the Department of Veterans Affairs to the extent of any claim payment arising from the guaranty or insurance of the indebtedness created by this instrument.

IN WITNESS WHEREOF, Mortgagor(s) has executed this Assumption Policy Rider.

 (Seal)
CARL RICHARD ROHLKE Mortgagor
JR.

 (Seal)
REBECCA A ROHLKE Mortgagor

____ (Seal)
Mortgagor

____ (Seal)
Mortgagor

____ (Seal)
Mortgagor

____ (Seal)
Mortgagor

EXHIBIT "A"

LEGAL DESCRIPTION

Real property in the City of Fullerton, County of Orange, State of California, described as follows:

LOT 99 OF TRACT 2281, IN THE CITY OF FULLERTON, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 67, PAGE(S) 37 AND 38, MISCELLANEOUS MAPS IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

APN: 029-462-12

EXHIBIT 2



201104220073 1 PG
04/22/2011 09:21:01 AM \$62.00
PIERCE COUNTY, WASHINGTON

RETURN ADDRESS:
HUNTER DONALDSON, LLC
100 EAST LA HABRA BOULEVARD
LA HABRA, CA 90631

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: MultiCare Health System Patient: Velma Walker
Tortfeasor: Unknown Tortfeasor's Insurer: Unknown

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

Velma Walker, Po Box 97203, Lakewood, WA 98497-0203

Name and address of person or entity that allegedly caused the injury ("Tortfeasor") to Patient: Unknown

Date injury to Patient occurred: 1/13/2011

Location where injury to Patient occurred: Unknown

Nature of injury to Patient: Injuries from an accident.

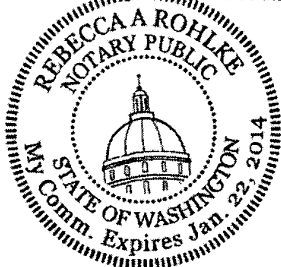
Name and address of insurer for Tortfeasor: Unknown,

I declare under penalty of perjury that the foregoing is true

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

By: Ralph Wadsworth
HUNTER DONALDSON, LLC, as agent for Claimant

Subscribed and sworn to (or affirmed) before me on this 19 day of April, 2011, by Ralph Wadsworth, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



NOTARY PUBLIC in and for the State of Washington.
My commission expires January 22, 2014

EXHIBIT 3

201204130420 JVERONE 1 PG
04/13/2012 12:17:43 \$62.00
AUDITOR, Pierce County, WASHINGTON

RETURN ADDRESS:
HUNTER DONALDSON, LLC
100 EAST LA HABRA BOULEVARD
LA HABRA, CA 90631

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: **MultiCare Health System** Patient: **Velma Walker**
Tortfeasor: **Unknown** Tortfeasor's Insurer: **Unknown**

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

Velma Walker, Po Box 97203, Lakewood, WA 98497-0203

Name and address of person or entity that allegedly caused the injury ("Tortfeasor") to Patient: **Unknown**

Date injury to Patient occurred: **1/12/2011**

Location where injury to Patient occurred: **Unknown**

Nature of injury to Patient: **Injuries from an accident.**

Name and address of insurer for Tortfeasor: **Unknown,**

I declare under penalty of perjury that the foregoing is true.



By: Ralph Wadsworth
HUNTER DONALDSON, LLC, as agent for Claimant

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

Subscribed and sworn to (or affirmed) before me on this 11 day of April, 2012, by Ralph Wadsworth, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



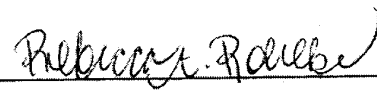
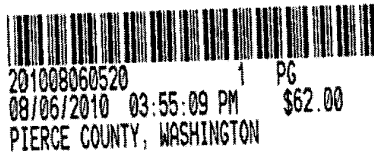

NOTARY PUBLIC in and for the State of Washington.
My commission expires January 22, 2014

EXHIBIT 4



RETURN ADDRESS:
HUNTER DONALDSON, LLC
100 EAST LA HABRA BOULEVARD
LA HABRA, CA 90631

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: **MultiCare Health System** Patient: **James Stutz**
Tortfeasor: **Unknown** Tortfeasor's Insurer: **Unknown**

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

James Stutz, 622 108th St S, Tacoma, WA 98444

Name and address of person or entity that allegedly caused the injury ("Tortfeasor") to Patient: Unknown

Date injury to Patient occurred: 7/13/2010

Location where injury to Patient occurred: Unknown

Nature of injury to Patient: Injuries from a motor vehicle accident.

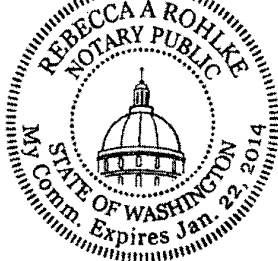
Name and address of insurer for Tortfeasor: Unknown,

I declare under penalty of perjury that the foregoing is true.

By: Ralph Wadsworth
HUNTER DONALDSON, LLC, as agent for Claimant

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

Subscribed and sworn to (or affirmed) before me on this 3 day of August, 2010, by Ralph Wadsworth, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



NOTARY PUBLIC in and for the State of Washington.
My commission expires January 22, 2014

EXHIBIT 5



201108050106 1 PG
08/05/2011 10:27:46 AM \$62.00
PIERCE COUNTY, WASHINGTON

RETURN ADDRESS:
HUNTER DONALDSON, LLC
100 EAST LA HABRA BOULEVARD
LA HABRA, CA 90631

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: MultiCare Health System Patient: James Stutz
Tortfeasor: Unknown Tortfeasor's Insurer: Unknown

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

James Stutz, 622 108th St S, Tacoma, WA 98444

Name and address of person or entity that allegedly caused the injury ("Tortfeasor") to Patient: Unknown

Date injury to Patient occurred: 7/13/2010

Location where injury to Patient occurred: Unknown

Nature of injury to Patient: Injuries from an accident.

Name and address of insurer for Tortfeasor: Unknown,

I declare under penalty of perjury that the foregoing is true

By: Ralph Wadsworth
HUNTER DONALDSON, LLC, as agent for Claimant

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

Subscribed and sworn to (or affirmed) before me on this 4 day of August, 2011, by Ralph Wadsworth, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



NOTARY PUBLIC in and for the State of Washington.
My commission expires January 22, 2014

EXHIBIT 6



RETURN ADDRESS:
HUNTER DONALDSON, LLC
100 EAST LA HABRA BOULEVARD
LA HABRA, CA 90631

STATE OF WASHINGTON)
)
COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: **MultiCare Health System** Patient: **James Stutz**
Tortfeasor: **Unknown** Tortfeasor's Insurer: **Unknown**

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

James Stutz, 622 108th St S, Tacoma, WA 98444

Name and address of person or entity that allegedly caused the injury ("Tortfeasor"), to Patient: **Unknown**

Date injury to Patient occurred: **7/13/2010**

Location where injury to Patient occurred: **Unknown**

Nature of injury to Patient: **Injuries from an accident.**

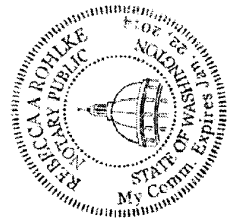
Name and address of insurer for Tortfeasor: **Unknown.**

I declare under penalty of perjury that the foregoing is true

STATE OF WASHINGTON)
)
COUNTY OF PIERCE)

By: *[Signature]*
Ralph Wadsworth
HUNTER DONALDSON, LLC, as agent for Claimant

Subscribed and sworn to (or affirmed) before me on this **26** day of **April, 2012**, by **Ralph Wadsworth**, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



[Signature]
NOTARY PUBLIC in and for the State of Washington.
My commission expires January 22, 2014

EXHIBIT 7



201105060090 1 PG
05/06/2011 09:41:01 AM \$62.00
PIERCE COUNTY, WASHINGTON

RETURN ADDRESS:
HUNTER DONALDSON, LLC
100 EAST LA HABRA BOULEVARD
LA HABRA, CA 90631

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: MultiCare Health System Patient: Karl Walthall
Tortfeasor: Mutual Of Enumclaw Insured Tortfeasor's Insurer: Mutual Of Enumclaw

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

Karl Walthall, Po Box 4238, Spanaway, WA 98387

Name and address of person or entity that allegedly caused the injury ("Tortfeasor") to Patient: Unknown

Date injury to Patient occurred: 8/14/2010

Location where injury to Patient occurred: Unknown

Nature of injury to Patient: Injuries from an accident.

Name and address of insurer for Tortfeasor: Mutual Of Enumclaw, 1500 Valley River Dr., Suite 230 Eugene, OR 97401

I declare under penalty of perjury that the foregoing is true

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

By: Ralph Wadsworth
HUNTER DONALDSON, LLC, as agent for Claimant

Subscribed and sworn to (or affirmed) before me on this 3 day of May, 2011, by **Ralph Wadsworth**, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



NOTARY PUBLIC in and for the State of Washington.
My commission expires January 22, 2014

EXHIBIT 8

201204270350 RCAROVA 1 PG
04/27/2012 12:23:21 \$62.00
AUDITOR, Pierce County, WASHINGTON

RETURN ADDRESS:
HUNTER DONALDSON, LLC
100 EAST LA HABRA BOULEVARD
LA HABRA, CA 90631

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: **MultiCare Health System** Patient: **Karl Walthall**
Tortfeasor: **Mutual Of Enumclaw Insured** Tortfeasor's Insurer: **Mutual Of Enumclaw**

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

Karl Walthall, Po Box 4238, Spanaway, WA 98387

Name and address of person or entity that allegedly caused the injury ("Tortfeasor") to Patient: Unknown

Date injury to Patient occurred: 8/14/2010

Location where injury to Patient occurred: Unknown

Nature of injury to Patient: Injuries from an accident.

Name and address of insurer for Tortfeasor: Mutual Of Enumclaw, 1460 Wells St Enumclaw, WA 98022

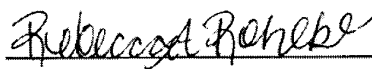
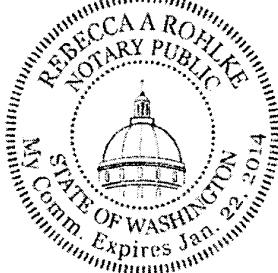
I declare under penalty of perjury that the foregoing is true:



By: Ralph Wadsworth
HUNTER DONALDSON, LLC, as agent for Claimant

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

Subscribed and sworn to (or affirmed) before me on this 24 day of April, 2012, by Ralph Wadsworth, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



NOTARY PUBLIC in and for the State of Washington.
My commission expires January 22, 2014

EXHIBIT 9

201203230352 JVERONE 1 PG
03/23/2012 01:04:50 PM \$62.00
AUDITOR, Pierce County, WASHINGTON

RETURN ADDRESS:
HUNTER DONALDSON, LLC
100 EAST LA HABRA BOULEVARD
LA HABRA, CA 90631

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: **MultiCare Health System** Patient: **Gina Cichon**
Tortfeasor: **The Hartford** Tortfeasor's Insurer: **The Hartford**

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

Gina Cichon, 2002 30th St Ct Se, Puyallup, WA 98372

Name and address of person or entity that allegedly caused the injury ("Tortfeasor") to Patient: Unknown

Date injury to Patient occurred: 2/4/2012

Location where injury to Patient occurred: Unknown

Nature of injury to Patient: Injuries from an accident.

Name and address of insurer for Tortfeasor: The Hartford, P.O. Box 14266 Lexington, KY 40512

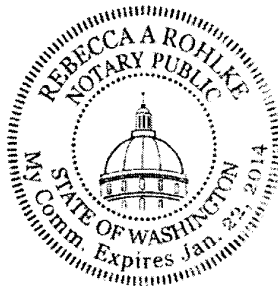
I declare under penalty of perjury that the foregoing is true



By: Ralph Wadsworth
HUNTER DONALDSON, LLC, as agent for Claimant

STATE OF WASHINGTON)
)ss.
COUNTY OF PIERCE)

Subscribed and sworn to (or affirmed) before me on this 20 day of March, 2012, by Ralph Wadsworth, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.





NOTARY PUBLIC in and for the State of Washington.
My commission expires January 22, 2014

EXHIBIT 10

201111280125 MMCKENZ 1 PG
 11/28/2011 10:02:39 AM \$62.00
 AUDITOR, Pierce County, WASHINGTON

RETURN ADDRESS:
 HUNTER DONALDSON, LLC
 100 EAST LA HABRA BOULEVARD
 LA HABRA, CA 90631

STATE OF WASHINGTON)
)ss.
 COUNTY OF PIERCE)

NOTICE OF CLAIM—MEDICAL SERVICES LIEN

Claimant: **MultiCare Health System** Patient: **Melanie Smallwood**

Tortfeasor: **Unknown** Tortfeasor's Insurer: **Unknown**

NOTICE IS HEREBY GIVEN of the following:

Claimant provided medical care, items and/or services to Patient, which were necessary because of injuries allegedly caused by the Tortfeasor. Claimant claims a lien for reasonable value of the medical care, items and/or services provided to Patient. Name and address of the claimant: ("Claimant"), a health care organization:

PO Box 5299; M/S: 737-3-REV, Tacoma, WA 98415

Name and address of the person receiving care ("Patient"):

Melanie Smallwood, 16922 18th Ave E, Spanaway, WA 98387

Name and address of person or entity that allegedly caused the injury ("Tortfeasor") to Patient: Unknown

Date injury to Patient occurred: 11/3/2011

Location where injury to Patient occurred: Unknown

Nature of injury to Patient: Injuries from an accident.

Name and address of insurer for Tortfeasor: Unknown,

I declare under penalty of perjury that the foregoing is true

By: Ralph Wadsworth
 HUNTER DONALDSON, LLC, as agent for Claimant

STATE OF WASHINGTON)
)ss.
 COUNTY OF PIERCE)

Subscribed and sworn to (or affirmed) before me on this 22 day of November, 2011, by **Ralph Wadsworth**, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



NOTARY PUBLIC in and for the State of Washington.
 My commission expires January 22, 2014